

Exhibit E

RE: Baychester Houses Reasonable Accommodation Transfer Issue

Lupin, Andrew <Andrew.Lupin@nycha.nyc.gov>

Fri 5/27/2022 11:56 AM

To: Elizabeth Gyori <egyori@lsnyc.org>; Luis A. Henriquez <Lahenriquez@lsnyc.org>

Cc: Connell, Gillian <Gillian.Connell@nycha.nyc.gov>; Schaffer, Marissa <Marissa.Schaffer@nycha.nyc.gov>

Good morning,

Yes, as a practical matter, the approval of the 2-bedroom voucher means Mr. Liboy has the option of transferring to a two-bedroom unit at Baychester (pending availability). If he would like to transfer within Baychester, Gillian's team can assist in coordinating this with PACT property management.

If he would like to transfer out of Baychester, Mr. Liboy can submit the request for a transfer voucher, which, upon issuance, he will be able to use to lease a 2-bedroom unit elsewhere.

Thanks,

Andrew Lupin

Senior Counsel

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From: Elizabeth Gyori <egyori@lsnyc.org>

Sent: Friday, May 27, 2022 10:58 AM

To: Lupin, Andrew <Andrew.Lupin@nycha.nyc.gov>; Luis A. Henriquez <Lahenriquez@lsnyc.org>

Cc: Connell, Gillian <Gillian.Connell@nycha.nyc.gov>; Schaffer, Marissa <Marissa.Schaffer@nycha.nyc.gov>

Subject: [EXTERNAL] Re: Baychester Houses Reasonable Accommodation Transfer Issue

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Good morning,

Thank you for your reply. We will discuss this information with Mr. Liboy. However, could you please provide clarification on what the approval of a 2-bedroom voucher on May 12, 2022 practically means? Does it mean that NYCHA and C&C are willing to transfer Mr. Liboy to a PBV 2-bedroom apartment at Baychester? And if Mr. Liboy chooses to request the portable voucher, NYCHA will provide one for a 2-bedroom?

Thanks.

Best,
Elizabeth

--
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From: Lupin, Andrew <Andrew.Lupin@nycha.nyc.gov>
Sent: Tuesday, May 24, 2022 4:42 PM
To: Elizabeth Gyor <egyori@lsnyc.org>; Luis A. Henriquez <Lahenriquez@lsnyc.org>
Cc: Connell, Gillian <Gillian.Connell@nycha.nyc.gov>; Schaffer, Marissa <Marissa.Schaffer@nycha.nyc.gov>
Subject: Baychester Houses Reasonable Accommodation Transfer Issue

Good afternoon,

NYCHA is in receipt of your e-mail requesting information regarding Mark Liboy's reasonable accommodation request. In response to Mr. Liboy's March 3, 2022 reasonable accommodation request, in which he sought a "larger voucher size due to a disability," NYCHA granted his request for a larger two-bedroom voucher and Voucher Payment Standard in order to afford him sufficient space for his physical therapy. Please find the approval, dated May 12, 2022, attached.

In addition, NYCHA will approve a request for a transfer voucher in order to enable him to lease a unit (at which he will continue to receive a NYCHA-administered subsidy) in closer proximity to his medical providers. Please find the tenant-based transfer voucher request form, issued May 20, 2022, attached, which Mr. Liboy can complete and submit.

With respect to your questions about Mr. Liboy's removal from the Rutgers Houses waiting list in December 2018, when his development converted through RAD/PACT to project-based Section 8, NYCHA informed him that while he was no longer eligible to transfer to a NYCHA public housing development, he was instead eligible for a tenant-based Section 8 transfer voucher. As we have previously discussed, project-based Section 8 voucher holders cannot transfer to public housing developments. Mr. Liboy's development converted from public housing to project-based Section 8 before a vacant apartment in Rutgers Houses became available, so he was no longer eligible to that particular type of transfer. However, insofar as a tenant-based Section 8 transfer voucher affords him the flexibility to receive a subsidy at an apartment in or near the Lower East Side (without needing to remain on a waiting list for a potential vacancy to occur), NYCHA did not disapprove his previous accommodation request; it advised him that it could accommodate him a different way. Mr. Liboy thereafter requested a tenant-based transfer voucher in March 2019, which NYCHA issued approximately one month later as a reasonable accommodation, but which Mr. Liboy failed to use. In any case, NYCHA will agree to once again issued Mr. Liboy a tenant-based transfer voucher, this time for a two-bedroom unit, after he submits the request form issued on May 20, 2022.

Please let me know if you have additional questions or wish to discuss.

Andrew Lupin

Senior Counsel

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